

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State/Territory: Michigan

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Enforcement of Compliance for Nursing Facilities

Additional Remedies: Describe the criteria (as required at §1919(h)(2)(A)) for applying the additional remedy. Include the enforcement category in which the remedy will be imposed (i.e., category 1, category 2, or category 3 as described at 42 CFR 488.408).

Public Notice- Additional Remedy

When public notice is utilized, the Michigan Department of Public Health will issue it (under State licensure authority) using the process specified in part 333.21799b, section 21799b(1)(e) of the Michigan Public Health Code. When public notice is utilized the information will be published in a daily newspaper of general circulation in the area in which the nursing home is located. The notice will include the action taken and the conditions that caused the corrective action to be taken. MDPH will post notice of the corrective actions at the facility.

The remedy of Public Notice is found in Category One. One or more Category One remedies are required when the scope and severity factors indicate "No Actual Harm- Potential for more than Minimal Harm- No Immediate Jeopardy" that is classified as isolated or pattern. [Squares D and E on the scope and severity grid. Refer to Chart 1.]

Public Notice, as a Category One remedy, is included as an option for all other higher level deficiencies at State discretion. [Squares F-L on the scope and severity grid. Refer to Chart 1]

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Supersedes

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